

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ALIGN TECHNOLOGY, INC.,

Plaintiff,

v.

3SHAPE A/S, 3SHAPE, INC.,
and 3SHAPE TRIOS A/S,

Defendants.

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) C.A. No. 1:17-cv-01646-LPS-CJB
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MOTION FOR SUMMARY JUDGMENT OF NO PRE-SUIT DAMAGES

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, Defendants 3Shape A/S, 3Shape Inc., and 3Shape Trios A/S (collectively “3Shape”) respectfully move this Court for summary judgment of no pre-suit damages of the asserted claims of U.S. Patent Nos. ’330, ’364 and ’916. 3Shape respectfully moves for an order in the form attached hereto.

The grounds for this motion are fully set forth in 3Shape’s Opening Brief in Support of Defendants’ Motion for Summary Judgment of No Pre-Suit Damages of the asserted claims of U.S. Patent Nos. ’330, ’364 and ’916 and supporting papers.

Dated: January 21, 2020

/s/ Geoffrey Grivner

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